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**UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.**

Order 2000-1-7

Served: January 11, 2000

**Action on IATA Agreement
Issued by the Department of Transportation
on the 6th day of January, 2000**

Docket: OST-99-6037 1 - 2

Description: The agreement revises paragraph two of Resolution 017d, which concerned the minimum fare check on one-way sub-journeys, and contained the stipulation that a specified through fare shall not be undercut by a combination of fares.

In Order 99-7-8, issued July 16, 1999, the Department disapproved paragraph two of resolution 017d, finding it blatantly anticompetitive and in direct violation of the condition attached to IATA Resolution 00 1 by Order 82-2-130 (February 26, 1982), which provided that all fares in foreign air transportation may be combined with any other fare (whether or not in foreign air transportation) so long as the passenger meets all other travel requirements affixed to use of the fares.

The new agreement amends Resolution 017d to provide that the one way sub-journey check would not apply if the journey (the entire ticket) involves travel to/from/via USA/US Territories-

We do not find the resolution incorporated in the above docket to be adverse to the public interest or in violation of 49 U.S.C. 41309, provided that approval is subject, where applicable, to conditions previously imposed.

Accordingly, we approve and grant antitrust immunity to the agreement, subject, where applicable, to conditions previously imposed.

This order shall be effective and become the action of the Department of Transportation upon the expiration of ten days, unless within such period a petition for review is filed pursuant to 14 CFR 385.30 or the Department gives notice that it will review this order on its own motion. . Such actions are subject to judicial review under 49 U.S.C. 46110.

Given the noncontroversial nature of this agreement and the availability of the above procedure, we are waiving the 21-day period prescribed by 14 CFR 303.42.

Paul L. Gretch
Director, Office of International Aviation

1/IATA PTC COMP 0486, filed with the Department on July 30, 1999.